

Amendment #1153 to H.4000

Limiting nonprofit corporation and public charity executive salaries

Representatives Durant of Spencer, Kuros of Uxbridge, Frost of Auburn, Lombardo of Billerica, Dooley of Norfolk, Fattman of Sutton, Heroux of Attleboro and O'Connell of Taunton move to amend the bill by adding the following section,

"SECTION XX,

SECTION 1.

Chapter 180 of the General Laws is hereby amended by adding the following section:

Section 30. (a) A nonprofit corporation incorporated under the laws of the commonwealth and subject to this chapter or a public charity holding funds subject to the provisions of section 8 of chapter 12 that receives any public funds from the commonwealth equal to or greater than 30 per cent of such nonprofit or public charity's yearly budget shall be subject to the provisions of this section;

(b) The annual compensation of the executive staff of a nonprofit corporation or public charity governed by this section shall be limited based on the annual budget size of the organization and executive positions as follows:

(1) Position	Organization's Budget (dollars)	Salary
Executive Director/CEO	< \$249,999	\$49,719
	250,000 – 999,999	74,859
	1,000,000 - 2,499,999	95,016
	2,500,000 – 9,999,999	130,679
	10,000,000 – 24,999,999	138,733
	25,000,000 <	213,165
Associate Director / COO	< \$999,999	\$51,530

	1,000,000 - 2,499,999	74,841
	2,500,000 – 9,999,999	92,726
	10,000,000 – 24,999,999	111,548
	25,000,000 <	138,987
Programming Director	< \$999,999	\$59,574
	1,000,000 – 2,499,999	71,082
	2,500,000 –9,999,999	89,483
	10,000,000 – 24,999,999	90,655
	25,000,000 <	112,700
Administrative Director	< \$2,499,999	\$69,324
	2,500,000 – 24,999,999	78,934
	25,000,000 <	88,113

For the purposes of this section, compensation shall include salary, bonus and incentive pay, deferred compensation and nontaxable level benefits.

(c) Annual compensation increases, beginning in FY' 14, for any such employee under this section shall be limited to the per cent change in inflation as measured by the annual per cent change in the consumer price index for all urban consumers for the Boston metropolitan area as determined by the Bureau of Labor Statistics of the United States Department of Labor.

SECTION 2. Notwithstanding any general or special law to the contrary, a nonprofit corporation incorporated under the laws of the commonwealth and subject to chapter 180 of the General Laws or a public charity holding funds subject to the provisions of section 8 of chapter 12 of the General Laws receiving any public funds from the commonwealth which are equal to or greater than 30 per cent of such nonprofit or public charity's yearly budget shall file with the state secretary the amount of the annual compensation of its employees listed in sections 30 (b) for each calendar year on or before March 31, of the following year. For the purposes of this

section, compensation shall include salary, bonus and incentive pay, deferred compensation and nontaxable level benefits.

SECTION 3. A nonprofit corporation incorporated under the laws of the commonwealth and subject to this chapter or a public charity holding funds subject to the provisions of section 8 of chapter 12 found in violation of Section 30 (b) of this chapter shall lose its status as a non-profit as it is organized and operates under the general laws.

SECTION 4. Subsection (b) of section 30 of chapter 180 of the General Laws shall take effect January 1, 2013."